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OFFICE OF PETITIONS

In re Application of
Jason R. Thompson, et al.
Application No. 10/047,827
Filed: October 29, 2001
Attorney Docket No. D5110

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ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed February 17, 2005, to revive the above-identified application.

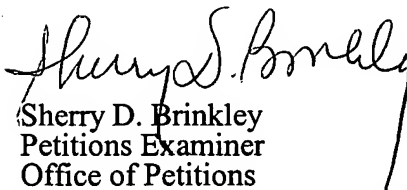
The petition is GRANTED.

The application became abandoned for a failure to respond to a final Office action mailed December 23, 2004. It is noted that an Appeal Brief was filed on March 26, 2004 without first filing a Notice of Appeal and appeal fee under 37 CFR 41.20(b)(1)). A Notice of Abandonment was mailed December 23, 2004. In response on February 17, 2005, the present petition was filed. Petitioners request, in effect, a Notice of Appeal and include a copy of the Appeal Brief filed March 26, 2004.

The appeal fee required under 37 CFR 41.20(b)(1) is being charged to counsel's deposit account as authorized.

Telephone inquiries concerning this decision may be directed to the undersigned at (571) 272-3204.

This application is being forwarded to Technology Center AU 3616.


Sherry D. Brinkley
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy